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UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

LOWELL LABERTEW, an individual; and SANDRA LABERTEW, an individual, Plaintiffs, vs. 3BC CORPORATION, a California Corporation; C&R FINANCIAL INC., an entity of unknown form; RAYMOND JACOB ROSZKOWICZ, an individual; RICK WILKES, an individual; BEVERLEE WILKES, an individual; and DOES 1-10, inclusive, Defendants.	CASE NO. 07CV2092W (LSP) **NOTICE OF WITHDRAWAL OF APPLICATION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION**

TO: DEFENDANTS, 3BC CORPORATION; C&R FINANCIAL INC.; RAYMOND JACOB ROSZKOWICZ; RICK WILKES; BEVERLEE WILKES AND, THEIR ATTORNEY(S) OF RECORD:

PLEASE TAKE NOTICE THAT Plaintiffs hereby withdraw their application for a

Temporary Restraining Order ("TRO") and a Preliminary Injunction enjoining Defendants and their servicers, agents, assigns, employees, officers, attorneys, and representative from engaging in or performing any act to deprive Plaintiff of ownership or possession of the real property located at 4515 Diane Way, San Diego, California 92117 (hereinafter the "Property"), including but not limited to instituting, prosecuting, or maintaining foreclosure or sale proceedings on the Property, from recording any deeds or mortgages regarding the Property or from otherwise taking any steps whatsoever to deprive Plaintiffs of ownership in the Property, and in particular from proceeding with the sale of the Property scheduled for November 14, 2007.

Plaintiffs were notified by Anthony F. Geraci, attorney for defendants Rick and Beverlee Wilkes that the Trustee's Sale on the Property scheduled for 10:00 a.m. on November 14, 2007 has been postponed to January 30, 2008. A copy of the notification email is herein attached and incorporated by reference as Exhibit "NOW-A".

On the grounds that the postponement of the sale date from November 14, 2007 to January 30, 2008 makes the application for a TRO moot, Plaintiffs seek to withdraw their current application without prejudice to file another application for a TRO and a Preliminary Injunction in the future, if necessary.

Dated: November 8, 2007

/s/ Deborah L. Raymond
Deborah L. Raymond, Esq.
Attorney for Plaintiffs